



1623

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application

Inventor(s): Cortese, et al.

SC/Serial No.: 09/843,588

Confirm. No.: 8737

Filed: April 26, 2001

Title: HEMOSTATIC COMPOSITIONS OF
POLYACIDS AND POLYALKYLENE
OXIDES AND METHODS FOR THEIR
USE

PATENT APPLICATION

Art Unit: 1623

Examiner: Unknown

Customer No. 23910

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited in the United States Postal Service with sufficient postage as first class mail in an envelope addressed to **Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450**, on February 19, 2004.

D. Benjamin Borson (Attorney Signature)
D. Benjamin Borson, Ph.D., Reg. No. 42,349
Signature Date: February 19, 2004

**SUPPLEMENTAL INFORMATION DISCLOSURE
STATEMENT UNDER 37 C.F.R. §1.56**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

FEB 27 2004

Sir:

It is requested that the information identified in this statement be considered by the Examiner and made of record in the above-identified application. This statement is not intended to represent that a search has been made or that the information cited in the statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56. If this is a continuation, divisional or continuation-in-part application, it is understood that the Examiner will consider all information which was considered by the Office in a parent application. MPEP §609. Such information therefore is not listed herein unless it is desired that the information be printed on a patent issuing from the subject application.

Enclosed with this statement are the following:

- ✓ Form PTO-1449. The Examiner is requested to initial the form and return it to the undersigned in accordance with M.P.E.P. §609.
- ✓ A copy of each cited document as required by 37 C.F.R. §1.98. Copies are not submitted of documents previously submitted by the applicant in a parent application from which benefit under 35 U.S.C. §120 is claimed, 37 C.F.R. §1.98(d)(1), with an information disclosure statement submitted in the parent application which complies with the Sept. 8, 2000 or subsequent revision of 37 C.F.R.

§1.98(a-c). If any of the cited/submitted documents is in a foreign language, a concise explanation of relevance is provided pursuant to 37 C.F.R. §1.98(a)(3)(i). For foreign language documents cited in a search report by a foreign patent office, the requirement for a concise explanation of relevance is satisfied by the submission herewith of an English language version of the search report. MPEP §609A(3). If a written English-language translation of a non-English language document, or portion thereof, is within the possession, custody or control of, or is readily available to any individual designated in §1.56(c), a copy of the translation accompanies this statement, 37 C.F.R. §1.98(a)(3)(ii), and satisfies the requirement for a concise explanation of relevance, MPEP §609A(3).

☒ A copy of the European Search Report.

This statement should be considered because:

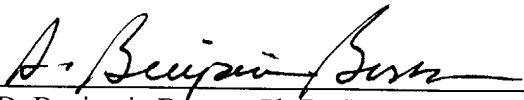
☒ **37 C.F.R. §1.97(b).** This statement qualifies under 37 C.F.R. §1.97, subsection (b) because
It is being filed before the mailing date of the first Office Action on the merits.

☒ **Fee Authorization.** The Commissioner is hereby authorized to charge underpayment of any additional fees or credit any overpayment associated with this communication to Deposit Account No. 06-1325. A duplicate copy of this authorization is enclosed.

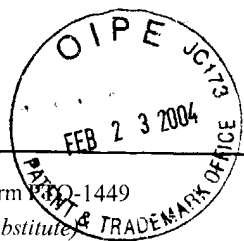
Respectfully submitted,

FLIESLER MEYER LLP

Date: Feb. 19, 2004

By: 
D. Benjamin Borson, Ph.D., Reg. No. 42,349

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Sheet ____ of ____

Form PTO-1449 (Substitute)	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	Attorney Docket Number FZIO6605US1 DBB	Serial/Patent Number 09/843,588
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use several sheets if necessary)		Applicant/Patent Owner Cortese, et al.	
		Filing/Issue Date April 26, 2001	Group Art Unit 1623

U.S. PATENTS

Examiner Initial	Patent Number	Issue Date	First Named Inventor	Class	Subclass	Filing Date
	6,017,301	1/25/00	Schwartz, et al.	547	81	2/13/98
	6,034,140	3/7/00	Schwartz, et al.	514	781	2/13/98
	5,906,997	5/25/99	Schwartz, et al.	514	781	6/17/97

FOREIGN PATENT DOCUMENTS

Examiner Initial	Document Number	Publication Date	Country	Class	Subclass	Translation Yes No
	WO 98/57678	12/23/98	PCT			
	WO 00/59516	10/12/00	PCT			

OTHER DOCUMENTS (Include author (if any), title, publisher and place of publication, date and pertinent pages)

Examiner

Date Considered

*EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

*1 = Copy not submitted because it was submitted in prior application SN __/__, filed ____, 20__, relied on under 35 USC §120.

*2 = Copy not submitted because it was submitted in prior application SN __/__, filed ____, 20__, relied on under 35 USC §120.



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Europäisches
Patentamt

Zweigstelle
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Recherchen-
abteilung

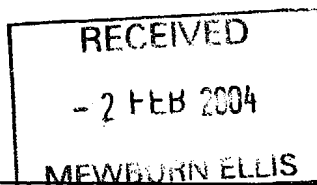
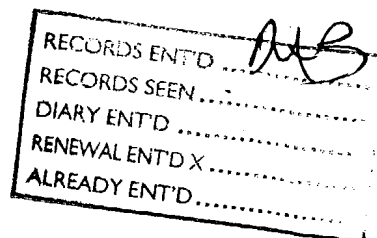
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Datum/Date
03.02.04

Zeichen/Ref./Réf.

IS/FP6110563

Anmeldung Nr./Application No./Demande n°/Patent Nr./Patent No./Brevet n°.

01928913.1-2107-US0113520

Anmelder/Applicant/Demandeur/Patentinhaber/Proprietor/Titulaire

Fziomed Inc.

COMMUNICATION

The European Patent Office herewith transmits as an enclosure the European search report for the above-mentioned European patent application.

If applicable, copies of the documents cited in the European search report are attached.

☒ Additional set(s) of copies of the documents cited in the European search report is (are) enclosed as well.

REFUND OF THE SEARCH FEE

If applicable under Article 10 Rules relating to fees, a separate communication from the Receiving Section on the refund of the search fee will be sent later.





DOCUMENTS CONSIDERED TO BE RELEVANT			
Category	Citation of document with indication, where appropriate, of relevant passages	Relevant to claim	CLASSIFICATION OF THE APPLICATION (Int.Cl.7)
X,P	WO 00 59516 A (FZIOMED INC) 12 October 2000 (2000-10-12) * page 7, line 10-16 * * page 21, line 16-22 * * page 29, line 7-22 * ----	1-9,12, 13	A61L31/00 A61L31/04 C08L1/26 C08L71/02 A61K31/74 A61K47/34
X,D	US 6 017 301 A (BLACKMORE JOHN M ET AL) 25 January 2000 (2000-01-25) * column 5, line 30-35 * * column 8, line 22-29 * * column 10, line 62 - column 11, line 9 * ----	1-4,6-9	A61K31/715 A61K31/717 A61K31/721 A61K31/722 A61K31/727 A61K31/728
X,D	US 6 034 140 A (BLACKMORE JOHN M ET AL) 7 March 2000 (2000-03-07) * column 5, line 30-35 * * column 8, line 22-29 * * column 10, line 62 - column 11, line 9 * ----	1-4,6-9	A61K47/00 A61K47/30 A61K47/36
X,D	US 5 906 997 A (BLACKMORE JOHN M ET AL) 25 May 1999 (1999-05-25) * column 5, line 20-25 * * column 8, line 10-17 * * column 10, line 49-63 * ----	1-4,6-9	
A	WO 98 57678 A (COHESION TECHNOLOGIES, INC) 23 December 1998 (1998-12-23) * page 17, line 12 - page 18, line 25 * -----	1-14	
The supplementary search report has been based on the last set of claims valid and available at the start of the search.			
Place of search MUNICH		Date of completion of the search 26 January 2004	Examiner Staber, B
CATEGORY OF CITED DOCUMENTS X : particularly relevant if taken alone Y : particularly relevant if combined with another document of the same category A : technological background O : non-written disclosure P : intermediate document T : theory or principle underlying the invention E : earlier patent document, but published on, or after the filing date D : document cited in the application L : document cited for other reasons & : member of the same patent family, corresponding document			

**ANNEX TO THE EUROPEAN SEARCH REPORT
ON EUROPEAN PATENT APPLICATION NO.**

EP 01 92 8913

This annex lists the patent family members relating to the patent documents cited in the above-mentioned European search report. The members are as contained in the European Patent Office EDP file on
The European Patent Office is in no way liable for these particulars which are merely given for the purpose of information.

26-01-2004

Patent document cited in search report		Publication date		Patent family member(s)	Publication date
WO 0059516	A	12-10-2000	AU	4177000 A	23-10-2000
			CA	2366880 A1	12-10-2000
			EP	1181023 A1	27-02-2002
			JP	2003530136 T	14-10-2003
			WO	0059516 A1	12-10-2000
US 6017301	A	25-01-2000	US	5906997 A	25-05-1999
			AU	754787 B2	28-11-2002
			AU	7698598 A	04-01-1999
			EP	1002002 A1	24-05-2000
			JP	2002511897 T	16-04-2002
			US	6034140 A	07-03-2000
			WO	9858011 A1	23-12-1998
			US	6133325 A	17-10-2000
US 6034140	A	07-03-2000	US	5906997 A	25-05-1999
			AU	754787 B2	28-11-2002
			AU	7698598 A	04-01-1999
			EP	1002002 A1	24-05-2000
			JP	2002511897 T	16-04-2002
			US	6017301 A	25-01-2000
			WO	9858011 A1	23-12-1998
			US	6133325 A	17-10-2000
US 5906997	A	25-05-1999	AU	754787 B2	28-11-2002
			AU	7698598 A	04-01-1999
			EP	1002002 A1	24-05-2000
			JP	2002511897 T	16-04-2002
			US	6034140 A	07-03-2000
			US	6017301 A	25-01-2000
			WO	9858011 A1	23-12-1998
			US	6133325 A	17-10-2000
WO 9857678	A	23-12-1998	US	6096309 A	01-08-2000
			AU	7977298 A	04-01-1999
			EP	0993311 A2	19-04-2000
			JP	2002514960 T	21-05-2002
			WO	9857678 A2	23-12-1998
			US	6280727 B1	28-08-2001